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Attorneys for Defendant  
ANDERS CERTIFIED WELDING, INC.

**UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION**

TRUSTEES OF THE OREGON-WASHINGTON  
CARPENTERS-EMPLOYERS HEALTH AND  
WELFARE TRUST FUND, TRUSTEES OF THE  
OREGON-WASHINGTON CARPENTERS-  
EMPLOYERS PENSION TRUST FUND,  
TRUSTEES OF THE OREGON-WASHINGTON  
CARPENTERS-EMPLOYERS VACATION-  
SAVINGS TRUST FUND, TRUSTEES OF THE  
OREGON-WASHINGTON CARPENTERS-  
EMPLOYERS APPRENTICESHIP AND  
TRAINING TRUST FUND and THE PACIFIC  
NORTHWEST REGIONAL COUNCIL OF  
CARPENTERS,

Plaintiffs,

v.

ANDERS CERTIFIED WELDING, INC.,

Defendant.

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Civil No. 10-CV-1047-KI

ANSWER TO FIRST  
AMENDED COMPLAINT

DEMAND FOR JURY TRIAL

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In Answer to Plaintiffs' First Amended Complaint, Defendant admits, denies, and alleges as follows:

1. Defendant admits the allegations contained in paragraph 1 of Plaintiff's First Amended Complaint.

2. Defendant admits the allegations contained in paragraph 2 of Plaintiff's First Amended Complaint.

3. Defendant admits the allegations contained in paragraph 3 of Plaintiff's First Amended Complaint.

4. Defendant admits the allegations contained in paragraph 4 of Plaintiff's First Amended Complaint.

5. Defendant has insufficient information to admit or deny the allegations contained in paragraph 5 of Plaintiff's First Amended Complaint.

6. Defendant has insufficient information to admit or deny the allegations contained in paragraph 6 of Plaintiff's First Amended Complaint.

7. Defendant has insufficient information to admit or deny the allegations contained in paragraph 7 of Plaintiff's First Amended Complaint.

8. Defendant admits the allegations contained in paragraph 8 of Plaintiff's First Amended Complaint.

9. Defendant has insufficient information to admit or deny the allegations contained in paragraph 9 of Plaintiff's First Amended Complaint.

10. Defendant denies the allegations contained in paragraph 10 of Plaintiff's First Amended Complaint.

11. Defendant denies the allegations contained in paragraph 11 of Plaintiff's First Amended Complaint.

12. Defendant denies the allegations contained in paragraph 12 of Plaintiff's First Amended Complaint.

13. Defendant denies the allegations contained in paragraph 13 of Plaintiff's First Amended Complaint.

14. Defendant denies the allegations contained in paragraph 14 of Plaintiff's First Amended Complaint.

BY WAY OF FURTHER ANSWER AND FIRST AFFIRMATIVE DEFENSE,  
Defendant alleges as follows:

15. Defendant, to its knowledge, has neither seen, read, nor signed the Trust Agreements that created the Trust Funds provided for in the Plaintiff's First Amended Complaint, set forth in Plaintiff's allegations contained in paragraphs 10 through 12.

DATED: April 19, 2011

WESSON & DUNCAN

By: /s/ Frank S. Wesson  
Frank S. Wesson, OSB No. 901341  
503-292-5122  
Of Attorneys For Defendant

### **CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing Answer to Complaint by

- ☒ U.S. POSTAL SERVICE
- ☐ CM/ECF
- ☐ FACSIMILE SERVICE
- ☐ ELECTRONIC MAIL
- ☐ ARRANGING FOR HAND DELIVERY
- ☐ FEDERAL EXPRESS

Addressed as follows:

Stephen H. Buckley  
Cary R. Cadonau  
Brownstein Rask, et al.  
1200 SW Main Building  
Portland, OR 97205  
(503) 221-1772

Attorneys for Plaintiffs

On April 19, 2011.

/s/ Frank S. Wesson  
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